IN THE HIGH COURT OF JUDICATURE OF BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION
AND
IN ITS GENERAL AND INHERENT JURISDICTION

INDIAN GUARDIANSHIP PETITION NO.141 OF 2005

In the matter of Guardians and Wards Act, 1890;

And

In the matter of appointment of Guardian of the person of a male minor Nazarath Varun Mario Vaz.

1. Mr.Mario Salvador Vaz &
2. Mrs.Theresa Anthony Alexander. ..Petitioners.

Mr.Rakesh Kapoor for petitioner.

Mr.O.Hariharan, representative of ICSW present.

Ms.Madhubala Kajale, AGP for state.

CORAM: A.M.KHANWILKAR,J

DATE : SEPTEMBER 28, 2005.

P.C. :

1. Heard counsel for the parties. As all formalities are complied with and ICSW has no objection to pass order in terms of Judge's order, in my opinion, in the interest of the minor, petition deserves to be allowed in terms of Judge's order.

2. It was brought to my notice that costs to be paid to the ICSW for undertaking basic investigation

was determined by this court in the year 1998 in the sum of Rs.2,500/- and Rs.500/- respectively. Long time has elapsed since then. Besides, in my previous assignment, I had passed order obligating ICSW to nominate its representative to witness the abandonment procedure at the concerned adoption centres throughout Maharashtra. Taking overall view of the matter, in my opinion, it will be appropriate to increase the quantum of costs to be paid to the ICSW on allowing the concerned petitions. In future cases, therefore, costs to be paid to ICSW in Foreign Adoption Petition is increased to Rs.5,000/- in every petition, and in Indian Guardianship Petitions including Hindu Adoption cases is enhanced to Rs.1000/- per petition instead of Rs.500/-, which was determined earlier under order passed in 1998. Ordered accordingly.